

RCE#  
JFW



# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

(INCLUDING FILING FEE AND/OR PETITION FOR  
EXTENSION OF TIME FEE)

*Subsection (b) of 35 U.S.C. §132, effective May 29, 2000  
provides for continued examination of a utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA)*

To: **Commissioner for Patents**  
**Box RCE**  
**PO Box 1450**  
**Alexandria, VA 22313-1450**

Attorney Docket No.: 1454.1676

First Named Inventor	Maik BIENAS et al.		
Application No.	10/568,976	Group Art Unit	2617
Filing Date	October 17, 2006	Examiner	Fahnert, Marisol
CPA Filing Date		Confirmation No	8838
Title of Invention	METHOD FOR SELECTION OF AVAILABLE TRANSMISSION CHANNEL BY SENDING NEGATIVE DECISION VALUE AND ADDITIONAL POSITIVE DECISION VALUE AND CORRESPONDING BASE STATION, MOBILE TERMINAL AND MOBILE RADIO NETWORK (as amended)		

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1.

**Submission required under 37 C.F.R. §1.114 (Box a or b must be completed)**


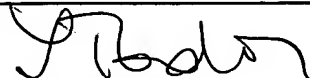
- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

2.

**Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of \_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).
- b. ☐ Other



				BASIC FEE		\$ 810.00	
Since an Official Action set an <u>original</u> due date of <u>August 20, 2009</u> , petition is hereby made for an extension of time to cover the date this RCE is filed, for which the requisite fee is enclosed (1 month (\$130)); (2 months (\$490)); (3 months (\$1,110)); (4 months (\$1,730)); (5 months (\$2,350):						490.00	
Claims As Amended	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate			
Total Claims	20	20	- 20 =	0	X \$52.00 =	\$ 0.00	
Independent Claims	5	5	- 3 =	0	X \$220.00 =	\$ 0.00	
Suspension Fee (\$130.00)							
Total of above Calculations =						\$ 1300.00	
Reduction by 50% for filing by small entity (Note 37 C.F.R. 1.9, 1.27, 1.28).							
TOTAL FEES DUE =						\$ 1300.00	
4. <input type="checkbox"/> Small entity status: a. <input type="checkbox"/> Verified Statement Claiming Small Entity Status. b. <input type="checkbox"/> A Verified Statement Claiming Small Entity Status was previously filed and such status is still proper and desired. c. <input type="checkbox"/> is no longer claimed.							
5. <input type="checkbox"/> Other:							
<b>6. METHOD OF PAYMENT</b>							
<input checked="" type="checkbox"/> A check in the amount of \$ <u>\$1300.00</u> is enclosed.							
<input type="checkbox"/> Charge "TOTAL FEES DUE" to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.)							
<b>7. GENERAL AUTHORIZATION</b>							
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 C.F.R. 1.16 (filing fees) or 37 C.F.R. 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 U.S.C. §120 to maintain pendency hereof and of any such related application to: <b>Deposit Account No. 19-3935.</b>							
<b>8. CORRESPONDENCE ADDRESS</b>							
STAAS & HALSEY LLP  <b>21171</b> PATENT TRADEMARK OFFICE							
<b>9. SIGNATURE OF ATTORNEY OR AGENT REQUIRED</b>							
NAME	Luminita A. Todor			REGISTRATION NO.	57,639		
SIGNATURE				DATE	Oct 20, 2009		